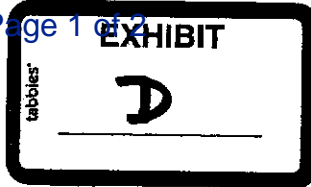


IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION



RICKY WADE DAVIS, #173073	)	
	)	
Plaintiff,	)	
	)	
Vs.	)	CIVIL ACTION NO.2:06-CV-10-MEF
	)	
SGT. BRYANT, et.al.,	)	
	)	
Defendants.	)	

AFFIDAVIT

Before me, the undersigned authority, a Notary Public in and for said County and State of Alabama at Large, personally appeared William Floyd, who being known to me and being by me first duly sworn, deposes and says under oath as follows:

My name is William Floyd and I am presently employed as a Correctional Officer I, employed by the Department of Corrections, Easterling Correctional Facility, 200 Wallace Drive, Clio, AL 36017. I am over twenty-one (21) years of age.

On 12/30/05, I, Officer William Floyd, was assigned as a Segregation Unit Rover. At approximately 2:45 AM, I observed inmate Ricky Davis, W/173073 slamming his bed against his assigned cell door, 5B-11. The bed was standing on its end. Inmate Davis was upset because Officer Kerry Williams and I had been instructed by Sgt. Jason Baxley to move the bed from 5B-11 to 5B-09. Inmate Davis wanted to be moved to cell 5B-09, which housed another inmate. I explained to inmate Davis that he could not be moved because he was restricted to a one-man cell due to his negative behavior. At approximately 2:50 AM, I reported the incident to Sgt. Robert Bryant.

Affidavit-William Floyd  
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At approximately 2:55 AM, Sgt. Bryant entered the Segregation Unit and instructed Officer Williams and myself to handcuff inmate Davis and escort him to the Segregation Office. At approximately 3:03 AM, Officer Williams and I removed inmate Davis from his cell and escorted him to the Segregation Office where Sgt. Bryant verbally reprimanded inmate Davis for his negative behavior. At approximately 3:08 AM, Officer Williams and I placed inmate Davis back in his cell. I have no further knowledge.

William Floyd COI

William Floyd

SWORN TO AND SUBSCRIBED TO before me this the 10<sup>th</sup> day of

February, 2006.

Spencer  
NOTARY PUBLIC

My Commission Expires ~~my commission expires~~ March 19, 2007